



COUNTY OF LOS ANGELES
DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

June 06, 2012

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

71 June 6, 2012

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

AWARD OF A PUBLIC WORKS CONSTRUCTION CONTRACT
EATON WASH DAM AND RESERVOIR INLET/OUTLET WORKS REHABILITATION IN THE CITY
OF PASADENA
(SUPERVISORIAL DISTRICT 5)
(3 VOTES)

SUBJECT

This action is to award a public works construction contract for Eaton Wash Dam and Reservoir Inlet/Outlet Works Rehabilitation and authorize the Chief Engineer or her designee to execute a contract for work in the City of Pasadena.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Ratify extension of the date for the receipt and opening of bids from March 13, 2012, to March 20, 2012.
2. Award and authorize the Chief Engineer or her designee to execute and implement the construction contract, and to establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance filed by the contractor for Project ID No. FCC0001213 – Eaton Wash and Reservoir Inlet/Outlet Works Rehabilitation, for replacement of flow-control gates and control systems, removal of an existing gate tower and foot bridge, removal and construction of reinforced concrete flow control and access structures, resurfacing of an access road, and placement of stone slope facing, in the City of Pasadena, to Environmental Construction, Inc., in the amount of \$3,482,731.64.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval from your Board, acting as the governing body of the Los Angeles County Flood Control District (LACFCD), for the Chief Engineer's one-week extension of the date for bids to be received and to award and authorize the Chief Engineer to execute the contract and establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance filed by the contractor for this project.

On February 7, 2012, Agenda Item 29, your Board approved the project; adopted the plans and specifications; called for bids to be received on March 13, 2012; and instructed the Executive Officer of the Board of Supervisors to advertise the project.

Under the direction of the Chief Engineer, the call for bids was extended to March 20, 2012, by two amendments to the bid documents published on the 1st and 12th of March 2012. The extension was necessary to allow prospective bidders adequate time to consider potential impacts of the amendments to their bid proposals and adjust their bids as necessary.

The February 7, 2012, Board action authorized the Chief Engineer or her designee to award, execute, and implement a construction contract with the apparent responsible contractor with the lowest responsive bid based on the initial call for bids date of March 13, 2012. This recommendation is made to have your Board ratify extension of the call for bids and to award the contract.

The enclosure includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposal are also enclosed for this project.

The recommended award of the construction contract is necessary to execute a Board-directed and approved LACFCD project in support of operational missions. Your Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Integrated Services Delivery (Goal 3). Awarding this contract will provide improved infrastructure to better serve the public and enhance the quality of life in the affected city.

FISCAL IMPACT/FINANCING

This action will have no impact to the County General Fund.

The construction cost of \$3,482,731.64 is included in the Fiscal Year 2011-12 Flood Control District Fund Budget.

The enclosure includes the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The contract agreement will be in the form previously reviewed and approved as to form by County

Counsel. The recommended contract was solicited on an open-competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and your Board's requirements.

The award of this contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. This contract contains terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' (County) Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the LACFCD to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the lowest-priced bid; (2) is deemed by the LACFCD to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the LACFCD to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the COUNTY, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On February 7, 2012, Agenda Item 29, your Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

CONTRACTING PROCESS

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on

public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on the County website for upcoming bids. Public Works will review and approve the Faithful Performance and payment bonds filed by the contractor.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This construction contract will result in improved public works infrastructure in the community where the work is scheduled.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,



GAIL FARBER

Director

GF:JTS:lg

Enclosures

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Internal Services Department (Countywide
Contract Compliance)

AWARD OF CONTRACT
June 6, 2012

PROJECT ID NO. FCC0001213 - Eaton Wash Dam and Reservoir Inlet/Outlet Works Rehabilitation (in the City of Pasadena), Supervisorial District 5.

TYPE OF WORK: Replacement of flow-control gates and control systems, removal of an existing gate tower and foot bridge, removal and construction of reinforced concrete flow-control and access structures, resurfacing of an access road, placement of stone slope facing, and the performance of other appurtenant work.

CALL FOR BIDS DATE: February 7, 2012 (Agenda Item 29)

BID OPENING DATE: March 20, 2012

BID SUMMARY:

Low	Environmental Construction, Inc. 21550 Oxnard Street Suite 1050 Woodland Hills, California 91367 (818) 449-8920	\$3,482,731.64
2	Shimmick Construction Company, Inc.	\$3,594,993.50
3	+ G.B. Cooke, Inc.	\$3,650,701.00
4	Union Engineering Company, Inc.	\$4,080,716.39
5	Minco Construction	\$4,292,505.00
6	Mike Bubalo Company, Inc.	\$4,635,860.00
7	John S. Meek Company, Inc.	\$5,240,956.00

+LSBE

FINANCIAL INFORMATION:

Amount of estimate including the Consultant Services Agreement	\$3,712,932.50
Amount of Consultant Services Agreement	\$ 20,000.00
Amount of recommended contract**	\$3,462,731.64
Amount of recommended contract and Consultant Services Agreement below the estimate	\$ 230,200.86

The amount of the recommended contract and Consultant Services Agreement is 6.2 percent below the estimate.

** On February 7, 2012 (Agenda Item 29), your Board authorized the Director of Public Works or her designee to award and execute a Consultant Services Agreement with the apparent responsible contractor with the lowest responsive bid to prepare a baseline construction schedule, a storm water pollution prevention plan, and environmental plans for \$20,000. The amount of \$3,462,731.64 represents the amount of the lowest responsive bid with the cost of the Consultant Services Agreement subtracted from it.

Sufficient funds for this project are included in the Fiscal Year 2011-12 Flood Control District Fund Budget.

ENVIRONMENTAL IMPACT:

On February 7, 2012 (Agenda Item 29), your Board found this project categorically exempt from the provisions of the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 265 working days; however, the major portion of the work may not begin until after April 15, 2013. It is estimated the work will start in June 2012 and be completed in September 2013.

HH:lg